THE HON'BLE SMT. JUSTICE T. MEENA KUMARI
and
THE HON'BLE SRI JUSTICE G. CHANDRAIAH

WRIT PETITION No. 21675 of 2007

O R D E R: (Per the Hon'ble Smt. Justice T. Meena Kumari)

This writ petition is filed against the order dated 24.7.2007 passed by the A.P. Administrative Tribunal in O.A. No. 2884 of 2005.

Heard the learned counsel for the parties and perused the material available on record.

By the impugned order, the Tribunal dismissed the O.A. filed by the petitioner seeking to quash G.O.Ms.No.248 dated 20.6.2005 as illegal and arbitrary.

The case of the petitioner is that he was selected by the Public Service Commission for appointment to the post of Typist-cum-Assistant under Group-II Services vide Advertisement No. 11/01 and the Government issued G.O.Ms.No. 164 dated 4.4.2002 appointing him as Typist-cum-Assistant in the Home Department and he reported to duty on 24.4.2002. While so, the Government issued G.O.Ms.No. 248 dated 20.6.2005 terminating his services on the ground that a case was registered against him in Cr.No. 53 of 2001 under Sections 409, 420, 462 IPC on 3.8.2001.

The contention of the learned counsel for the petitioner is that the petitioner was arrested and released on the same day on bail. It is further contended that a misappropriate case was filed against him but subsequently the allegations leveled against him were found false and further action was dropped. It is

also stated that the petitioner was not convicted by any Court so far and as such he is entitled to be continued in service. Learned counsel for the petitioner at this stage submitted that liberty may be granted to the petitioner to make representation to the Government in this regard and the writ petition may be disposed of with a direction to the Government to consider the same in accordance with law.

Having regard to the facts and circumstances noticed in this writ petition, the petitioner is granted liberty to make appropriate representation to the Government with regard to his continuation in service. On such representation being made, the Government may consider the same and pass appropriate orders in accordance with law within a period of three months from the date of filing of the representation.

The writ petition is disposed of with the above directions.

T. MEENA

KUMARI, J.

G. CHANDRAIAH, J.

Date: 06-11-2007.

MVB.